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TWP

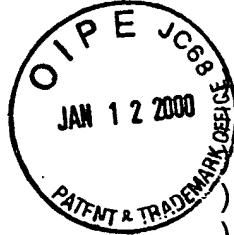
PATENT

Attorney Docket No. 6843.0027-03000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary M. FOX et al.



Serial No.: 09/378,759

Group Art Unit: 1633

Filed: August 23, 1999

Examiner: Unassigned

For: NUCLEIC ACIDS ENCODING
EPH-LIKE RECEPTOR
TYROSINE KINASES

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO Form-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents were previously submitted in prior applications, Serial No. 08/229,509, filed April 15, 1994, and Serial No. 08/702,367, filed August 21, 1996, upon which applicants rely for the benefits provided in 35 U.S.C. § 120.

Applicants respectfully request that the Examiner consider the listed documents and

LAW OFFICES

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indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited document(s) do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document(s).

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Vanessa B. Pierce
Vanessa B. Pierce
Reg. No. 42,074

Date: January 11, 2000